IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.977 OF 2004
IN
INCOME TAX APPEAL (L) NO.291 OF 2004

Commissioner of Income Tax ..Appellant

Vs.

M/s.Lawkim Limited ..Respondent

None for the Appellant.
Ms.Rupali Dixit i/b.Maneksha & Sethna for the Respondent.

CORAM :- DR.S.RADHAKRISHNAN &
V.C.DAGA, JJ.

DATE : 29TH JUNE, 2007

P.C.

1. The learned Counsel for the Respondent pointed out that in the above matter, it has been erroneously recorded that the delay has been condoned. In fact, no one had appeared on behalf of the Appellant on the earlier date and there is also a gross delay of 395 days. Hence, the Notice of Motion stands dismissed.

2. In view of the dismissal of the Notice of Motion, the above Appeal also stands dismissed in default.

(V.C.DAGA,J.) **(DR.S.RADHAKRISHNAN,J.)**